CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Assistant Commissioner For Trademarks,

BOX TTAB NO FEE, 2900 Crystal Drive, Arlington,

VA 22202-3513 on this 24th day of March, 2003.

Danielle K. York

(Typed or Printed Name)

Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In Re Trademark Application of

: Westeel Limited

Serial No.

: 75/744,051

Filed

: July 6, 1999

Mark

: MAGNUM-F

Published

: October 30, 2001

International Class

: 006

Attorney Docket

: 27475/05144

REQUEST FOR EXTENSION OF TIME TO FILE OPPOSITION WITH CONSENT OF APPLICANT PURSUANT TO 37 C.F.R. §2.102

Assistant Commissioner For Trademarks BOX TTAB NO FEE 2900 Crystal Drive Arlington, VA 22202-3513

Dear Madam:

At this time, Master Lock Company, a Delaware corporation, with a place of business at 2600 North 32nd Street, Milwaukee, Wisconsin 53210, continues to believe that it would be damaged by registration of the above-identified mark. An extension of time of 30 days, to and

including April 23, 2003, is hereby requested to file a notice of opposition in the above-identified matter. The additional time is necessary for the parties to discuss and consider resolution of this matter. On February 20, 2003, Applicant's counsel, John Snodgrass, Esq., consented via telephone, on behalf of Applicant, to this extension of time. This consented extension of time is requested to permit the Potential Opposer and Applicant time to continue to work on a resolution. If the parties are unable to resolve this matter, this consented extension of time is necessary to allow Potential Opposer an opportunity to prepare and file a formal notice of opposition.

In continuing response to requirement included in the notice of grant of a request for extension of time, mailed May 9, 2002, Potential Opposer submits the following as a detailed explanation reciting the progress the parties have made toward resolving this matter. Although none of the documentation has been enclosed herewith, Potential Opposer would gladly submit, upon request of the Examiner, any of the documentation mentioned below to evidence the parties process.

On February 25, 2002, Counsel for Potential Opposer mailed a letter to Applicant's Counsel with a set of proposed settlement terms. On April 12, 2002, Applicant's Counsel contacted Counsel for Potential Opposer to and agreed to all but one of the proposed settlement terms, namely proposition #7. On April 26, 2002, Counsel for Potential Opposer proposed a new set of terms for the settlement, amending only proposition #7. Counsel for Potential Opposer requested an extension of time on April 29, 2002 as Applicant's Counsel was on vacation, and therefore only agreed to another extension of time. On May 13, 2002, Counsel for Potential Opposer contacted Applicant's Counsel regarding the counterproposal terms; and again on May 21, 2002. On May 28, 2002 Applicant's Counsel responded that Applicant were reviewing the

counterproposal, and that Applicant consented to an additional extension of time. On June 27, 2002 Applicant's counsel sent correspondence to Counsel for Potential Opposer confirming that Applicant was still reviewing the proposed settlement terms and agreed that a further extension of time should be requested. On July 22, 2002 Potential Opposer sent correspondence to Applicant's counsel requesting the status of Applicant's review of the proposed settlement agreement. On July 23, 2002, Applicant's counsel forwarded a revision of the final pending provision of the proposed Agreement.

The Parties have prepared an Agreement; however, signed copies of the Agreement have not been exchanged. As such, an additional thirty days is hereby requested to preserve Opposer's rights.

This request is submitted in triplicate in accordance with 37 C.F.R. §2.102(d).

Respectfully submitted,

Date: 3/24/03

Douglas B. McKnight

CALFÉE, HALTER & GRISWOLD LLP

800 Superior Avenue

1400 McDonald Investment Center

Cleveland, Ohio 44114-2688

(216) 622-8200

Counsel for Potential Opposer

CERTIFICATE OF SERVICE

A copy of the foregoing Request for Extension of Time to File Opposition with Consent of Applicant Pursuant to 37 C.F.R. §2.102 was mailed via First Class U.S. Mail to Applicant's counsel: Stephanie K. Wade, Dickstein Shapiro Morin & Oshinsky LLP, 2101 L Street NW, Washington D.C. 20037-1526 on March 24, 2003.

Douglas B. McKnight

Mailed to the United States Patent and Trademark Office and being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope being addressed to the Assistant Commissioner for Trademarks, BOX TTAB NO FEE, 2900 Crystal Drive, Arlington, Virginia 22202-3513 on this 24th day of March, 2003.

în re:

Trademark Application of Master Lock Company

Serial No.: Mark:

75/744,051 MAGNUM-F

Atty Docket No.:

27475/05144

Please acknowledge receipt of:

-Transmittal letter (1 page, in duplicate) -Request for 30 day Extension of Time to File Opposition with Consent of Applicant

-Return receipt postcard

DBM/dky

Mailed to the United States Patent and Trademark Office and being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope being addressed to the Assistant Commissioner for Trademarks, BOX TTAB NO FEE, 2900 Crystal Drive, Arlington, Virginia 22202-3513 on this 24th day of Merch, 2003.

în re:

Trademark Applica

Serial No.:

75/744,051 MAGNUM-F

Mark: 27475/05144 Atty Docket No.:

03-26-2003

Please acknowledge receipt of:

U.S. Patent & TMOfo/TM Mail Floot Dt. #51

-Transmittal letter (1 page, in duplicate) -Request for 30 day Extension of Time to File Opposition with Consent of Applicant

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-Return receipt postcard

DBM/dky



CALFEE, HALTER & GRISWOLD LLP

ATTORNEYS AT LAW Cleveland Direct Dial No. 216/622-8559 email: dmcknight@calfee.com

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service, regular mail, on this, the 24th day of March 2003 and is addressed to the Assistant Commissioner For Trademarks, Box TTAB NO FEE, 2900 Crystal Drive, Arlington, VA 22202-3513.

PRINTED NAME OF PERSON STONING CERTIFICATE

Signotwe

March 24, 2003

Assistant Commissioner for Trademarks

Box TTAB NO FEE 2900 Crystal Drive

Arlington, Virginia 22202-3513

Re:

Application of Westeel Limited

Mark:

MAGNUM-F

Serial No.:

75/744,051

Filed:

July 6, 1999

Our File No.:

27475/05144

Dear Sir or Madam:

Enclosed please find the following documents:

- 1. Request for Extension of Time to File Opposition with Consent of Applicant Pursuant to 37 C.F.R. § 2.102 (consisting of 3 pages) in triplicate;
- Original and one (1) copy of this Transmittal Letter (consisting of 1 page);
- 3. Return Receipt Postcard.

Please charge any additional necessary fees to our Deposit Account No. 03-0172. A duplicate of this letter is enclosed for accounting purposes.

Very truly yours

Douglas B. McKnigh

Enclosures

1400 McDonald Investment Center 800 Superior Avenue Cleveland, Ohio 44114-2688 216/622-8200 Fax 216/241-0816
1650 Fifth Third Center 21 East State Street Columbus, Ohio 43215-4243 614/621-1500 Fax 614/621-0010

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